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EFW 1632

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Attorney Docket No: 20363-004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Gong and Kufe
SERIAL NUMBER : 09/782,492 EXAMINER : Qian J. Li
FILING DATE : February 12, 2001 ART UNIT : 1632
FOR : CELL FUSIONS AND METHODS OF MAKING AND USING THE SAME

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Enclosed herewith for filing in the above-identified application are the following papers:

1. Response to Notice of Non-Compliant Amendment (2 pages); and
2. Return Postcard.

Please charge any fees that may be due to Deposit Account No. 50-0311, Attorney Reference No. 20363-004. A duplicate copy of this transmittal is enclosed.

Respectfully submitted,



Ivor R. Elrifi (Reg. No. 39,529)
Cynthia A. Kozakiewicz (Reg. No. 42,764)
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Dated: March 18, 2005



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**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
UNDER 37 C.F.R. § 1.121**

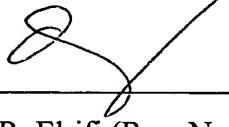
This paper is in response to the Notice of Non-Compliant Amendment ("the Notice"), mailed March 7, 2005, indicating that the Communication filed February 8, 2005 does not comply with 37 C.F.R. § 1.121 because a complete listing of all the claims was not present in the copy of the May 14, 2004 Amendment and Response, which was filed with the Communication. Applicants believe that the Notice was mailed in error for the following reason.

In the Communication filed February 8, 2005, Applicants respectfully requested that the Examiner treat the authorization to charge additional fees that was contained in the May 14, 2004 Amendment and Response as a constructive petition for extension of time in the above-referenced application. A courtesy copy of the May 14, 2004 Amendment and Response was provided solely to demonstrate that this document contained the necessary language of authorization and was not provided for substantive purposes as the Examiner had previously acted upon the May 14, 2004 Amendment and Response by issuing the Office Action mailed August 5, 2004. Therefore, Applicants assert that the Notice mailed March 7, 2005 was mailed in error.

Applicants believe that no fees are due in this filing, however, the Commissioner is authorized to charge any fees due, or credit any overpayment of same, to the undersigned's account, Deposit Account No. 50-0311, Reference No. 20363-004.

Should any questions or issues arise concerning this application, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

Respectfully submitted,



Ivor R. Elrifi (Reg. No. 39,529)
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Dated: March 18, 2005